

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Improved Anti-Infective Therapy
the specification of which

(check one)

☒ is attached hereto.

☐ was filed on _____ as

Application Serial No. _____

and was amended on _____

This application in part discloses and claims subject matter disclosed in my earlier filed pending application, Serial No. 07/289,958, filed December 23, 1988.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

| | | | | |
|-----------------------------|-----------------------------|-----------------------------|--------------------------|--------------------------|
| <u>N/A</u> | | | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| <u> </u> | <u> </u> | <u> </u> | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| <u> </u> | <u> </u> | <u> </u> | <input type="checkbox"/> | <input type="checkbox"/> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

07/289,958

(Application Serial No.)

12/23/88

(Filing Date)

Pending

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from his foreign patent agent as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.
(list name and registration number)

Carolyn R. Adler - Reg.No. 32,324

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Robert H. Benson - Reg.No. 30,446

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Janet E. Hasak - Reg.No. 28,616

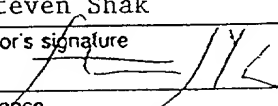
Daryl Winter - Reg. No. 32,637

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| | |
|---|------|
| Full name of sole or first inventor Steven Shak | |
| Inventor's signature  | Date |
| Residence 1133 Cambridge Road, Burlingame, CA 94010 | |
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| Post Office Address 460 Point San Bruno Boulevard | |
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| Full name of second joint inventor, if any | |
| Second Inventor's signature | Date |
| Residence | |
| Citizenship | |
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(Supply similar information and signature for third and subsequent joint inventors.)

10005675-110701

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|---|---|
| In re Application of Steven Shak Serial No.: To Be Assigned Filed: September 22, 2000 For: ANTI-INFECTIVE THERAPY | Group Art Unit: NOT KNOWN Examiner: NOT KNOWN <div style="border: 1px solid black; padding: 5px;"> <p style="text-align: center; margin: 0;">CERTIFICATE OF MAILING</p> <p style="font-size: small; margin: 0;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on</p> <p style="text-align: right; margin: 0;">September <u>25</u>, 2000</p> <p style="text-align: right; margin: 0;"> Aida Guram</p> </div> |
|---|---|

ASSOCIATE POWER OF ATTORNEY (37 CFR 1.34)

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Please recognize as Associate Attorney in this case:

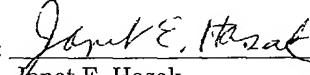
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Please direct all communications relative to said pending patent application to the following address:

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Respectfully submitted,
GENENTECH, INC.

Date: September 21, 2000
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By: 
Janet E. Hasak
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*A copy of a document pursuant to 37 C.F.R. § 10.9(b) is attached as proof of the authorization of the above to prosecute the attached application
The original of this document is on file in the Office of Enrollment and Discipline

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